

A G E N D A
BOARD OF SHELBY COUNTY COMMISSIONERS
CHARTER FORM OF GOVERNMENT
MARCH 14, 2005

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| 1:30 P.M. | COMMISSION CONVENES |
| CALL TO ORDER | Chairman Michael A. Hooks |
| INVOCATION | Reverend James Nelson Monumental Baptist Church |

PLEDGE OF ALLEGIANCE

ROLL CALL

Approval of Minutes of Previous Sessions

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| KIRK ADOPTED | February 28, 2005 |
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C O N S E N T A G E N D A

Resolutions of Memorial, Sympathy and Commendation

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| THOMPSON (DEFERRED TO 03/28/05) | 1. Memorial Resolution in honor of J. P. Murrell. |
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Ordinances

Zoning and Subdivisions

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| FORD ADOPTED (A-D) | 2. Resolution approving various subdivision contracts, plats, extensions, bond releases, etc. as recommended by the County Engineer. |
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Reports and/or Resolutions of Standing Committees

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| AVERY ADOPTED | 3. Resolution amending the FY 2004/2005 Operating Budget for the Division of Public Works, Department of Homeland Security Weapons of Mass Destruction. |
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| THOMPSON ADOPTED | 4. Resolution extending the term of the General Sessions Criminal Court Division 15, until August 31, 2014. |
| THOMPSON (REMOVED TO REGULAR AGENDA) ADOPTED | 5. Resolution appropriating funds to purchase patrol vehicle equipment and accessories by Shelby County Government from Fleet Safety Equipment, Inc. in the amount of \$75,406.50 for the Sheriff's office. |
| THOMPSON ADOPTED | 6. Resolution authorizing the expenditure of funds to Office Scapes, Inc., in the amount of \$249,376.44 for the purchase of modular furniture under state contract N991363 necessary for the expanded Child Support Enforcement Program. |
| THOMPSON ADOPTED | 7. Resolution approving inter-local agreement for automatic response of fire, rescue and EMS Services between Shelby County Government and the Town of Arlington and authorizing the County Mayor to execute same. |
| THOMPSON ADOPTED | 8. Resolution appropriating funds to purchase Watson Incident, a paperless crime reporting system, by Shelby County Government from Datadriven, LLC, in the amount of \$119,500.00 for the Sheriff's office. |
| THOMPSON ADOPTED | 9. Resolution appropriating funds to purchase the storage area network (SAN) by Shelby County Government from Hewlett Packard in the amount of \$158,246.77 for the Sheriff's office. |
| THOMPSON ADOPTED | 10. Resolution approving an amendment to the contract with Softtec, Inc., to increase said contract by the amount of \$36,900.00 for a contract total of \$86,400.00 and to amend the FY 2004/2005 Shelby County Operating Budget to allow full expenditure of Juvenile Accountability Block Grant proceeds. |
| THOMPSON ADOPTED | 11. Resolution approving professional services contract with Porter-Leath Children's Center in the amount of \$85,500.00. This pilot project is funded by the Juvenile Accountability Block Grant for a six (6) month period through September 30, 2005. |
| MALONE ADOPTED | CONSENT AGENDA |

R E G U L A R A G E N D A

Elections, Appointments, and Confirmations

FORD
ADOPTED

12. Resolution approving the County Mayor's nomination of Jeffrey T. Higgs for appointment to the Shelby County *Housing Authority*.

FORD
ADOPTED

13. Resolution approving the County Mayor's nomination of Edward Stanton III for reappointment and Jennifer Shorb Hagerman for appointment to the Memphis and Shelby County *Center City Commission*.

FORD
ADOPTED

14. Resolution approving Patricia A. Odell as Divorce Referee of Shelby County, Tennessee.

Ordinances

FORD
(DEFERRED
TO 04/25/05)

15. ORDINANCE – (ZTA 03-002 CC) THIRD READING – A
Joint Ordinance amending the Memphis and Shelby County Zoning Ordinance adopted by the Shelby County Board of Commissioners on October 6, 1980, and the Council of the City of Memphis on October 7, 1980; being Joint Ordinance No. 3064, as amended, by amending Section 29 - Signs
Subsection III – Definitions;
Subsection IV – Classification of signs;
Subsection V – Signs prohibited;
Subsection VI – General standards;
Subsection VII – Permanent on-premise sign regulations;
And by creating a new Subsection XII – Violations,
And a new Subsection XIII – Enforcement and Penalties;
amending Section 30 – Nonconformities; Subsection E – Nonconforming on-premise and off-premise signs; providing for severability; providing for repeal of conflicting ordinance requirements; and providing an effective date.

Zoning and Subdivisions

FORD
(DEFERRED
TO 03/28/05)

16. Resolution approving the appeal of Mr. Darrell K. Thompson seeking to overturn the action of the Memphis and Shelby County Land Use Control Board approving an additional two-year period in which a final plat is required to be filed for Brunswick Farms Subdivision (Case No. S 96-045 CO).

LEGAL OWNER: WATCO (Wayne Todd, President)

APPELLANT: Mr. Darrell K. Thompson

LOCATION: North side of U.S. Highway 70; beginning 845.40 feet east of the intersection of Brunswick Road and U.S. Highway 70.

REQUEST: Appeal to overturn the action of the Land Use Control Board approving a two (2) year time extension for the preliminary plat of the Brunswick Farms Subdivision.

Memphis and Shelby County Office of Planning and Development recommendation:
APPROVAL SUBJECT TO REVISED CONDITIONS

Memphis and Shelby County Land Use Control Board recommendation:
APPROVAL SUBJECT TO REVISED CONDITIONS

(No notice of public hearing in newspaper of general circulation required; however, notice letters to interested property owners mailed on Friday, February 18, 2005.)

FORD
ADOPTED

17. CASE NO. Z 04-127 CC
APPLICANT: Artis Parker
- LOCATION: Northwest corner of Brunswick Road and Phillip Road
- REQUEST: Taking property out of the Agricultural (AG) Use District and including it in the Neighborhood Commercial (C-N) Use District
- Memphis and Shelby County Office of Planning and Development recommendation:
APPROVAL
- Memphis and Shelby County Land Use Control Board recommendation:
APPROVAL
- (Notice of public hearing published in the Daily News on Friday, February 18, 2005.)

Reports and/or Resolutions for Standing Committees

THOMPSON
ADOPTED

18. Resolution appropriating funds to purchase network infrastructure equipment by Shelby County Government from Coleman Technologies in the amount of \$445,316.40 for the Sheriff’s office.

FLINN
ADOPTED

19. Resolution approving an agreement for Payments in Lieu of Taxes (PILOT Agreement) to be executed by the Health, Educational and Housing Facility Board of the County of Shelby, Tennessee (the “Board”).

FLINN
ADOPTED

20. Resolution approving a PILOT agreement with the Shelby County Housing Authority Properties pursuant to Tennessee Code Annotated 67-5-206.

AVERY
ADOPTED

21. Resolution endorsing proposed legislation to repeal Tennessee Code Annotated 39-17-1551, which restores the ability of local governments in Tennessee to regulate tobacco products.

**BOLTON
(DEFERRED
TO 03/28/05)**

22. Resolution approving proposed legislation and requesting the Shelby County Legislative Delegation to introduce and support a legislative bill entitled "An to authorize Shelby County to levy and collect a Privilege Tax on development in order to provide that development contribute its fair share of the cost of providing and maintaining public facilities and services made necessary by such development."

**BOLTON
(DEFERRED
TO 03/28/05)**

23. Resolution by the Board of Commissioners of Shelby County, Tennessee, requesting the Shelby County Legislative Delegation to support legislation to strengthen the state stalking laws.

**BOLTON
(DEFERRED
TO 03/28/05)**

24. Resolution endorsing and confirming efforts to secure proposed legislation relative to a tax on the privilege of recording transfers of realty.

Announcements/Statements

25. Notification from county mayor of various appointments/reappointments to Boards, Commissions, and offices of Shelby County Government.
- a. Resolution approving the county mayor's nomination of Wesley Grace for reappointment to the Memphis and Shelby County *Center City Revenue Finance Corporation*.
 - b. Resolution approving the county mayor's nomination of Jeremy A. Simpson for appointment to the Memphis and Shelby County *Depot Redevelopment Corporation* for the unexpired term of David Peck.
 - c. Resolution approving the county mayor's nomination of William "Bill" Carrier III and Les Edwards for appointment to the Memphis and Shelby County *Film and Television Commission*.

Adjournment

**WILLINGHAM
ADOPTED**

26. Resolution of Adjournment to March 28, 2005, at 1:30 p.m.

AGENDA # 2
MARCH 14, 2004

2A

SUBDIVISION: BUCKINGHAM FARMS P.D., PHASE 25, PART OF PARCELS D AND G (P.D. 95-310 CC)

DEVELOPER: BUCKINGHAM FARMS, L.L.C.

ACTION: RESOLUTION TO APPROVE THE AGREEMENT TO SECURE THE IMPROVEMENTS TO THE BUCKINGHAM FARMS P.D., PHASE 25, PART OF PARCELS D AND G (P.D. 95-310 CC) AND AUTHORIZE RECORDING OF THE PLAT

LOCATION: INTERSECTION OF RHIANNON DRIVE AND MAIDS MORTON LANE

2B

SUBDIVISION: WINDYKE PARK P.D., PHASE 1, DEDICATION OF CHAMPION HILLS DRIVE (P.D. 94-300 CC)

DEVELOPER: BELZ INVESTCO, L.P.

ACTION: RESOLUTION TO RELEASE THE BOND THAT SECURED THE IMPROVEMENTS TO WINDYKE PARK P.D., PHASE 1, DEDICATION OF CHAMPION HILLS DRIVE (P.D. 94-300 CC)

LOCATION: SOUTH SIDE OF WINCHESTER ROAD +/-1,915.40 FEET WEST OF FORREST HILL IRENE ROAD

2C

SUBDIVISION: WYNESTONE ESTATES SUBDIVISION (S 04-056 CO)

DEVELOPER: WYNESTONE PARTNERS

ACTION: RESOLUTION TO APPROVE THE PLAT FOR WYNESTONE ESTATES SUBDIVISION (S 04-056 CO) AND AUTHORIZE THE RECORDING OF THE PLAT

LOCATION: EAST SIDE OF REED HOOKER ROAD OPPOSITE THE EASTERN TERMINUS OF GLEN BIRNHAM DRIVE

2D

SUBDIVISION: GRAYS CREEK MEADOWS SUBDIVISION THIRD ADDITION (S 04-059 CC)

DEVELOPER: JEFFREY L. KIESTLER AND PAMELA H. KIESTLER

ACTION: RESOLUTION TO APPROVE THE PLAT FOR GRAYS CREEK MEADOWS SUBDIVISION THIRD ADDITION (S 04-059 CC) AND AUTHORIZE THE RECORDING OF THE PLAT.

LOCATION: NORTH END OF FORRESTEVAN COVE

[For questions regarding the Agenda, please call Steve Summerall at 545-4301.]